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**CERTIFICATE OF FACSIMILE TRANSMISSION TO THE  
UNITED STATES PATENT AND TRADEMARK OFFICE**

Date: June 7, 2004

**Examiner: Hong, John C.** : **RE: U.S. Patent Application**  
**Art Unit: 3729** : **Serial No.: 10/065,514**  
**Fax: (703) 872-9306** : **Applicant: Terry Duane Evans.**  
**From: Robert E. Slenker** : **Atty. Dkt. No.: 20493/1**

**DOCUMENTS SUBMITTED WITH TRANSMISSION:**

**Cover Sheet (1 pg.)**

**Transmittal for Response to Restriction Requirement (3 pgs.)**

**Restriction Requirement (2 pgs.)**

**Total pages including cover page: 6 pgs.**


**If all pages are not received, please contact: Gail Maloney at ext. 7458**

**RE: The above referenced U.S. Patent Application**  
**For: APPARATUS AND METHOD FOR INSTALLING SLATS**  
**FILED: October 25, 2002**

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that the above-referenced Documents are being facsimile transmitted to the U.S. Patent and Trademark Office, Facsimile Number (703) 872-9306 on the date shown below.

Date: June 7, 2004

  
Robert E. Slenker, Reg. No. 45,112

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**OFFICIAL**

20493/1  
PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE **FEDERAL FAX CENTER**

JUN 07 2004

Applicant: Terry Duane Evans

Serial No.: 10/065,514

Filed: October 25, 2002

For: APPARATUS AND METHOD  
FOR INSTALLING SLATS

Art Unit: 3729

Examiner: Hong, John C.

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL**

1. Transmitted herewith is:  
Transmittal (3 pgs., in duplicate); Amendment in Response to Office Action dated  
May 28, 2004 (2 pgs.)

**STATUS**

2. Applicant  
☒ claims small entity status.  
☐ is other than a small entity.

**CERTIFICATE OF MAILING BY EXPRESS MAIL TO  
THE COMMISSIONER FOR PATENTS**

**Express Mail No.**

**Date:**

I hereby certify that the documents listed above are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Robert E. Slenker, Reg. No. 45,112

20493/1  
PATENT**EXTENSION OF TERM**

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

(complete (a) or (b), as applicable)

- (a) ☐ Applicant petitions for an extension of time under 37 C.F.R. 1.136  
(Fees: 37 C.F.R. 1.17(a)-(d) for the total number of months checked below:)

Extension for response within:	Other than small entity Fee	Small entity Fee (if applicable)
<input type="checkbox"/> first month	\$ 110.00	\$ 55.00
<input type="checkbox"/> second month	\$ 410.00	\$ 205.00
<input type="checkbox"/> third month	\$ 930.00	\$ 465.00
<input type="checkbox"/> fourth month	\$1,450.00	\$ 725.00
<input type="checkbox"/> fifth month	\$1,970.00	\$ 985.00

Fee Due \$ \_\_\_\_\_

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

- ☐ An extension of \_\_\_\_\_ months has already been secured. The fee paid therefor \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ \_\_\_\_\_.

**OR**

- (b) ☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

**FEE FOR CLAIMS**

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY	OTHER THAN SMALL ENTITY	
CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR		PRESENT EXTRA	ADDITIONAL RATE FEE	OR	ADDITIONAL RATE FEE
TOTAL INDEP.		MINUS		=	x \$9 = \$		x \$18 = \$
		MINUS		=	x \$42 = \$		x \$84 = \$
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+ \$140 = \$		+ \$280 = \$
					TOTAL ADDITIONAL FEE \$	OR	TOTAL ADDITIONAL FEE \$

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- (a) ☒ No additional fee for Claims is required

OR

- (b) ☐ Total additional fee for claims required \$

**FEE PAYMENT**

5.        Attached is a check in the sum of \$        
☐ Charge Deposit Account No. 01-2384 the sum of \$      .  
A duplicate of this transmittal is attached.

**FEE DEFICIENCY**

6. ☒ If any additional extension and/or fee is required, charge Deposit Account No. 01-2384.

AND/OR

- ☒ If any additional fee for claims is required, charge Deposit Account No. 01-2384.  
7. ☐ Other:



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Terry Duane Evans :  
Serial No.: 10/065,514 : Art Unit: 3729  
Filed: October 25, 2002 : Examiner: Hong, John C.  
For: APPARATUS AND METHOD :  
FOR INSTALLING SLATS :

**RESPONSE TO RESTRICTION REQUIREMENT**

Hon. Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

The Office Action mailed May 28, 2004, has been carefully reviewed and the following response has been made in consequence thereof.

Claims 1-20 are pending in this application. Claims 1-20 are subject to a restriction and/or election requirement.

In response to the election requirement set forth in the Office Action, Applicant, with traverse, elects for prosecution in this application all claims of Group I as identified in the Office Action. Claims 1-14, drawn to an apparatus, classified in Class 81, are in the elected claim group.

The requirement for election is traversed because the inventions set out by the claims in Groups I and II clearly are related. Applicant submits that a thorough search and examination of any Group would be relevant to the examination of the other Group and would not be a serious burden on the Examiner. Additionally, requirements for election are not mandatory under 35 U.S.C.

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Accordingly, Applicant respectfully requests reconsideration of the restriction requirement.

In view of the foregoing remarks, all the claims now active in this application are believed to be in condition for allowance. Favorable action is respectfully solicited.

Respectfully Submitted,



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